

Docket No.: 0112981.00125US36
(Patent)
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Date of Deposit: April 28, 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Thomas Smith	Confirmation No.:	9056
Application No.:	10/538589	Art Unit:	N/A
Filed:	June 15, 2005	Examiner:	Not Yet Assigned
Title	COATED PARTICLES FOR SUSTAINED-RELEASE PHARMACEUTICAL ADMINISTRATION		

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS

Dear Sir:

In response to the Notification of Missing Requirements under 35 U.S.C. 371 mailed February 28, 2006, Applicant respectfully submits a Supplemental Application Data Sheet, Power of Attorney, Declaration, Statement under 37 CFR 3.73(b), Assignment and a copy of the Notification.

The Director is hereby authorized to charge the fees as listed on the Fee Transmittal to our Deposit Account No. 08-0219, under Order No. 0112981.00125US36.

Respectfully submitted,


Michael J. Twomey
Reg. No. 38,349

Date: April 28, 2006
WILMER CUTLER PICKERING
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UNITED STATES PATENT AND TRADEMARK OFFICE

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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/538,589	Thomas J Smith	112981.125US1

INTERNATIONAL APPLICATION NO.

PCT/US03/41391

I.A. FILING DATE

12/22/2003

PRIORITY DATE

12/16/2002

23483

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 BOSTON, MA 02109

CONFIRMATION NO. 9056
 371 FORMALITIES LETTER

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Date Mailed: 02/28/2006

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 06/15/2005
- Copy of the International Search Report filed on 06/15/2005
- Information Disclosure Statements filed on 06/15/2005
- Request for Immediate Examination filed on 06/15/2005
- U.S. Basic National Fees filed on 06/15/2005
- Priority Documents filed on 06/15/2005

WILMER CUTLER PICKERING
 HALE and DORR LLP DOCKETING

RE: 112981.125US36Action Date: 4/28/06Action to be Taken: Missing RequirementsDocketed By: EJ On: 3/6/06

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Additional claim fees of \$980 as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$1045** for a Small Entity:

- **\$65** Surcharge.
- Total additional claim fee(s) for this application is **\$ 980**
 - **\$800** for 32 total claims over 20.
 - **\$180** for multiple dependent claim surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

DARRELL C COTTMAN

Telephone: (703) 308-9140 EXT 203

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/538,589	PCT/US03/41391	112981.125US1

FORM PCT/DO/EO/905 (371 Formalities Notice)